

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

FIFTIETH LEGISLATIVE DAY
MONDAY, FEBRUARY 28, 2022

Senate Chamber

President McGeachin called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Thayne and Vick, absent and formally excused by the Chair.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Lyndsey Lewis, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 25, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

SCR 119

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REAFFIRMING THE STATE OF IDAHO'S COMMITMENT TO A STRONG AND DEEPENING RELATIONSHIP WITH TAIWAN AND SUPPORTING TAIWAN'S MEANINGFUL PARTICIPATION IN APPROPRIATE INTERNATIONAL ORGANIZATIONS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, Taiwan, the United States, and, in particular, the State of Idaho share a historical and close relationship marked by the common values of democracy, human rights, and rule of law; and

WHEREAS, Taiwan and Idaho established a close relationship in the 1980s and found expanded relations through strong and bilateral trade, educational and cultural exchange, scientific and technological interest, and tourism; and

WHEREAS, Taiwan was the second largest export market for Idaho goods in 2017, 2018, 2019, 2020, and 2021, with a yearly average of \$540 million in sales of items such as semiconductors, computers and capital equipment, and food and agriculture; and

WHEREAS, the Office of the United States Trade Representative and the International Trade Administration reports Taiwanese entities invested nearly \$13.7 billion in 2020 in the United States, up 13.6% from 2019, supporting 19,000 American jobs; and

WHEREAS, Idaho and Taiwan signed a joint Memorandum of Education Cooperation in 2018, and Idaho's universities, colleges, and all levels of educational institutions are encouraged to build cooperative ties with counterparts in Taiwan in the areas of academics, Mandarin learning, and research exchange; and

WHEREAS, Idaho welcomes all opportunities for an even closer economic and educational relationship with Taiwan and supports increased trade and investment through a bilateral free and fair trade agreement, support of the United States-Taiwan Global Cooperation and Training Framework, and building programs for regional experts in the areas of public health, empowerment of women, energy efficiency, and e-commerce; and

WHEREAS, Idaho recognizes Taiwan's contribution to a broad range of global issues, including humanitarian assistance, disaster relief, safeguarding of cyber security, antiterrorism initiatives, and fights against transnational crime.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that the State of Idaho reaffirms its commitment to the strong and deepening relationship between the State of Idaho and Taiwan and supports Taiwan's meaningful participation in appropriate international organizations.

SCR 120

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND REJECTING CERTAIN RULES OF THE DEPARTMENT OF HEALTH AND WELFARE RELATING TO MEDICAID BASIC PLAN BENEFITS AND DEVELOPMENTAL DISABILITIES AGENCIES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Department of Health and Welfare relating to Medicaid Basic Plan Benefits and Developmental Disabilities Agencies are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixty-sixth Idaho Legislature, the Senate and the House of Representatives concurring therein, that IDAPA 16.03.09, relating to Medicaid Basic Plan Benefits, Section 772., Subsection 01.c.; and IDAPA 16.03.21, relating to Developmental Disabilities Agencies, Section 101., Subsection 04.q.; Section 302., Subsection 01.; and Section 407., adopted as pending rules under Docket Number 16-0000-2100, only, be, and the same are hereby rejected and declared null, void, and of no force and effect.

[SCR 119](#) and [SCR 120](#) were introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 28, 2022

The JUDICIARY AND RULES Committee reports that [S 1347](#), [S 1348](#), and [S 1349](#) have been correctly printed.

LAKEY, Chairman

[S 1347](#), [S 1348](#), and [S 1349](#) were referred to the Finance Committee.

February 25, 2022

The JUDICIARY AND RULES Committee reports that [S 1247](#) has been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1247](#) and ordered it transmitted to the House for the signature of the Speaker.

February 25, 2022

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Cynthia Siddoway to the State Board of Education, term to expire July 1, 2026.

THAYN, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 28, 2022

The STATE AFFAIRS Committee reports out [S 1339](#), [S 1341](#), and [S 1342](#) with the recommendation that they do pass.

LODGE, Chair

[S 1339](#), [S 1341](#), and [S 1342](#) were filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

February 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Philip Reberger of Boise, Idaho, was reappointed to the Idaho Judicial Council to serve a term commencing July 1, 2021, and expiring July 1, 2027.

This appointment is subject to confirmation by the Senate, notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

February 24, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Dr. Michael Johnston of Boise, Idaho, was reappointed to the Sexual Offender Management Board to serve a term commencing March 4, 2022, and expiring January 1, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Judiciary and Rules Committee.

February 25, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have signed on February 25, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1262](#) and [S 1273](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 25, 2022

Dear Madam President:

I transmit herewith [H 555](#), [H 588](#), [H 596](#), [H 576](#), [H 606](#), and [H 646](#), which have passed the House.

MAULIN, Chief Clerk

[H 555](#), [H 588](#), [H 596](#), [H 576](#), [H 606](#), and [H 646](#) were filed for first reading.

February 25, 2022

Dear Madam President:

I return herewith [S 1292](#) and [S 1248](#), which have passed the House.

MAULIN, Chief Clerk

[S 1292](#) and [S 1248](#) were referred to the Judiciary and Rules Committee for enrolling.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,
House Petitions, Resolutions, and Memorials**

**S 1350
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO HOSPITAL ASSESSMENTS; AMENDING SECTION 56-1403, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE HOSPITAL ASSESSMENT FUND; AMENDING SECTION 56-1404, IDAHO CODE, TO PROVIDE THAT IDAHO MEDICAID SHALL SEEK APPROVAL BY THE CENTERS FOR MEDICARE AND MEDICAID SERVICES OF AN UPDATED UPPER PAYMENT LIMIT CALCULATION METHODOLOGY, TO PROVIDE FOR AN INCREASE IN A CERTAIN ASSESSMENT RATE, TO PROVIDE FOR AN ADDITIONAL ASSESSMENT, AND TO REVISE PROVISIONS REGARDING HOSPITAL ASSESSMENTS; AMENDING SECTION 56-1408, IDAHO CODE, TO REVISE PROVISIONS REGARDING ASSESSMENT EXEMPTIONS; AMENDING SECTION 56-1410, IDAHO CODE, TO REVISE PROVISIONS REGARDING APPLICABILITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1351
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO VOTERS; AMENDING SECTION 34-418, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE REVIEW AND REPORTING OF VOTER REGISTRATIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1352
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO ELECTIONS; AMENDING SECTION 34-1011, IDAHO CODE, TO REVISE PROVISIONS REGARDING ABSENT ELECTOR'S BALLOTS AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1353
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO HEALTH; AMENDING TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 97, TITLE 39, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE LEGISLATIVE INTENT, AND TO ESTABLISH PROVISIONS REGARDING A FACILITY PATIENT'S OR RESIDENT'S RIGHT TO HAVE AN ESSENTIAL CAREGIVER VISIT UNDER CERTAIN CIRCUMSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1354
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO BARBER AND COSMETOLOGY SERVICES; AMENDING SECTION 54-5802, IDAHO CODE, TO DEFINE TERMS, TO REMOVE A DEFINITION, AND TO REVISE DEFINITIONS; AMENDING SECTION 54-5810,

IDAHO CODE, TO ESTABLISH AN APPRENTICESHIP PROGRAM FOR CERTAIN HIGH SCHOOL STUDENTS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

**S 1355
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO COMMERCIAL TRANSACTIONS; AMENDING CHAPTER 45, TITLE 28, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 28-45-110, IDAHO CODE, TO PROVIDE APPLICABILITY, TO PROVIDE NOTICE REQUIREMENTS IN CERTAIN INSTANCES, AND TO PROVIDE THAT THE RIGHTS OF A CREDITOR SHALL NOT BE INVALIDATED, ALTERED, OR IMPAIRED IN CERTAIN INSTANCES; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1350](#), [S 1351](#), [S 1352](#), [S 1353](#), [S 1354](#), and [S 1355](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 555](#) and [H 588](#), by Commerce and Human Resources Committee, were introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 596](#), by Judiciary, Rules and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 576](#), by Local Government Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 606](#), by Agricultural Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

[H 646](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 517](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 551](#), [H 552](#), and [H 553](#), by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

[H 479](#) and [H 526](#), by Transportation and Defense Committee, were read the second time at length and filed for third reading.

[H 516](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[S 1286](#) and [S 1305](#), by Health and Welfare Committee, were read the second time at length and filed for third reading.

[H 467](#), by Resources and Conservation Committee, was read the second time at length and filed for third reading.

[S 1335](#), [S 1337](#), and [S 1338](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[S 1291](#), as amended, by Education Committee, was read the second time at length and filed for third reading.

[S 1254](#), as amended, by Transportation Committee, was read the second time at length and filed for third reading.

[S 1276](#), as amended, by Resources and Environment Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Lodge, granted by unanimous consent, [S 1309](#) retained its place on the Third Reading Calendar for Wednesday, March 2, 2022.

On request by Senator Guthrie, granted by unanimous consent, [S 1285](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Martin, granted by unanimous consent, [S 1284](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1304](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Harris arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [S 1304](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1327](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

On request by Senator Anthon, granted by unanimous consent, [S 1327](#) retained its place on the Third Reading Calendar for one legislative day.

On request by Senator Anthon, granted by unanimous consent, [S 1321](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1325](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [S 1325](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1332](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 29.

NAYS—Bayer, Rice, Souza, Zito. Total - 4.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [S 1332](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 446](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 446](#) passed, title was approved, and the bill ordered returned to the House.

[H 461](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 461](#) passed, title was approved, and the bill ordered returned to the House.

[H 455](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 455](#) passed, title was approved, and the bill ordered returned to the House.

[H 506](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nelson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 506](#) passed, title was approved, and the bill ordered returned to the House.

[H 480](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 31.

NAYS—Burgoyne, Stennett. Total - 2.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 480](#) passed, title was approved, and the bill ordered returned to the House.

[H 451](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 451](#) passed, title was approved, and the bill ordered returned to the House.

[H 452](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ricks arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 452](#) passed, title was approved, and the bill ordered returned to the House.

[H 453](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 453](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 469](#) retained its place on the Third Reading Calendar for one legislative day.

[H 634](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Zito. Total - 1.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 634](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 533](#) retained its place on the Third Reading Calendar for one legislative day.

[H 536](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ricks arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 33.

NAYS—None.

Absent and excused—Thayn, Vick. Total - 2.

Total - 35.

Whereupon the President declared [H 536](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 11:55 a.m. until the hour of 4 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 4 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senators Thayn, Vick, and Ward-Engelking, absent and formally excused by the Chair; and Senators Agenbroad and Lodge, absent and excused.

Prior to recess the Senate was at the Sixth Order of Business, Reports of Standing Committees.

February 28, 2022

The JUDICIARY AND RULES Committee reports that [S 1292](#) and [S 1248](#) have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1292](#) and [S 1248](#) and ordered them transmitted to the House for the signature of the Speaker.

February 28, 2022

The STATE AFFAIRS Committee reports out [HJM 5](#) with the recommendation that it do pass.

LODGE, Chair

[HJM 5](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 28, 2022

The FINANCE Committee reports out [S 1347](#), [S 1348](#), and [S 1349](#) with the recommendation that they do pass.

AGENBROAD, Chairman

[S 1347](#), [S 1348](#), and [S 1349](#) were filed for second reading.

February 28, 2022

The JUDICIARY AND RULES Committee reports out [H 540](#) and [H 560](#) with the recommendation that they do pass.

LAKEY, Chairman

[H 540](#) and [H 560](#) were filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1356

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE EXTENDED EMPLOYMENT SERVICES PROGRAM; REPEALING CHAPTER 63, TITLE 33, IDAHO CODE, RELATING TO THE EXTENDED EMPLOYMENT SERVICES PROGRAM; AMENDING TITLE 56, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 17, TITLE 56, IDAHO CODE, TO DEFINE TERMS, TO ESTABLISH THE EXTENDED EMPLOYMENT SERVICES PROGRAM IN THE DIVISION OF MEDICAID, TO PROVIDE ELIGIBILITY CRITERIA, TO ESTABLISH PROVISIONS REGARDING COVERED SERVICES AND INDIVIDUAL PROGRAM PLANS, TO ESTABLISH PROVISIONS REGARDING EXTENDED EMPLOYMENT SERVICES PROVIDERS, AND TO PROVIDE FOR PROGRAM IMPLEMENTATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1357

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO BALLOT MEASURES; AMENDING SECTION 34-1810, IDAHO CODE, TO PROVIDE FOR THE NUMBERING OF BALLOT MEASURES AND TO MAKE

TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1358
BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO THE FETAL HEARTBEAT PREBORN CHILD PROTECTION ACT; AMENDING SECTION 18-8807, IDAHO CODE, AS AMENDED IN SECTION 6 OF SENATE BILL NO. 1309, IF ENACTED BY THE SECOND REGULAR SESSION OF THE SIXTY-SIXTH IDAHO LEGISLATURE, TO REVISE A PROVISION REGARDING COSTS AND ATTORNEY'S FEES AND TO REMOVE A PROVISION REGARDING AN AFFIRMATIVE DEFENSE; AMENDING SECTION 18-8703, IDAHO CODE, AS ENACTED BY SECTION 1, CHAPTER 289, LAWS OF 2021, TO REDESIGNATE THE SECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1359
BY FINANCE COMMITTEE

AN ACT

RELATING TO THE APPROPRIATION TO THE IDAHO
TRANSPORTATION DEPARTMENT FOR FISCAL
YEAR 2022; APPROPRIATING AND TRANSFERRING
MONEYS FROM THE GENERAL FUND TO THE STATE
AERONAUTICS (DEDICATED) FUND FOR FISCAL
YEAR 2022; APPROPRIATING AND TRANSFERRING
MONEYS FROM THE GENERAL FUND TO THE
STRATEGIC INITIATIVES PROGRAM (DEDICATED)
FUND FOR FISCAL YEAR 2022; APPROPRIATING AND
TRANSFERRING MONEYS FROM THE GENERAL FUND
TO THE STRATEGIC INITIATIVES PROGRAM (LOCAL)
FUND FOR FISCAL YEAR 2022; APPROPRIATING AND
TRANSFERRING MONEYS FROM THE GENERAL FUND
TO THE ITD GARVEE DEBT SERVICE FUND FOR FISCAL
YEAR 2022; APPROPRIATING ADDITIONAL MONEYS
TO THE IDAHO TRANSPORTATION DEPARTMENT FOR
THE AERONAUTICS PROGRAM FOR FISCAL YEAR 2022;
APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO
TRANSPORTATION DEPARTMENT FOR THE CONTRACT
CONSTRUCTION AND RIGHT-OF-WAY ACQUISITION
PROGRAM FOR CAPITAL OUTLAY FOR FISCAL YEAR
2022; APPROPRIATING ADDITIONAL MONEYS TO THE
IDAHO TRANSPORTATION DEPARTMENT FOR THE
CONTRACT CONSTRUCTION AND RIGHT-OF-WAY
ACQUISITION PROGRAM FOR TRUSTEE AND BENEFIT
PAYMENTS FOR FISCAL YEAR 2022; AND DECLARING
AN EMERGENCY.

S 1360
BY JUDICIARY AND RULES COMMITTEE

AN ACT

RELATING TO JUDGES; AMENDING SECTION 59-502, IDAHO CODE, TO REVISE A PROVISION REGARDING THE SALARY OF JUSTICES OF THE SUPREME COURT; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1356](#), [S 1357](#), [S 1358](#), [S 1359](#), and [S 1360](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

Senator Lodge was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [H 537](#) retained its place on the Third Reading Calendar for one legislative day.

H 538 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Wintrow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Winder, Wintrow, Woodward, Zito. Total - 31.

NAYS=None.

Absent and excused—Agenbroad, Thayn, Vick,
Ward-Engelking. Total - 4.

Total - 35.

Whereupon the President declared [H 538](#) passed, title was approved, and the bill ordered returned to the House.

H 542 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burgoyne arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Winder, Wintrow, Woodward, Zito. Total - 31.

NAYS=None.

Absent and excused—Agenbroad, Thayn, Vick,
Ward-Engelking. Total - 4.

Total - 35.

Whereupon the President declared H 542 passed, title was approved, and the bill ordered returned to the House.

H 507 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Burtenshaw arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Souza, VanOrden (Bair), Vick, Winder, Wintrow, Woodward, Zito. Total - 30.

NAYS-Burgoyne, Semmelroth, Stennett. Total - 3.

Absent and excused—Thayn, Ward-Engelking. Total - 2.

Paired and voting included in roll call:

AYE - Vick NAY - Burgoyne

Total - 35

Whereupon the President declared [H 507](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills.

Senator Patrick was recorded present at this order of business.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 4:41 p.m. until the hour of 10 a.m., Tuesday, March 1, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary